

NOV 18 '00 18:15 F O DC

TO 27 999815#011 P.06/08

PATENT
Docket No.

DECLARATION FOR UTILITY PATENT APPLICATION

AS A BELOW-NAMED INVENTOR, WE HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DRUG FOR THE PROPHYLAXIS AND/OR TREATMENT OF BREAST CANCER,
COMPRISING A STEROIDAL AROMATASE INHIBITOR

the specification of which is attached hereto unless the following box is checked:

- ☒ was filed on September 18, 2000 as United States Application Serial No. 09/646,355
- ☒ as amended by the Preliminary Amendment filed concurrently with the application on September 18, 2000.

WE HEREBY STATE THAT WE HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

WE acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

WE hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing (day/month/year)	Priority Claimed?
PCT/EP99/01374	EP	03/03/99 /	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
EP 98104949.7	EP	03/18/98 /	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

We hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

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TO #999901S0211 P.07/08

Application Serial No.	Filing Date

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status
		<input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned
		<input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned

We hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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Docket No.

Empfangszeit 11. Nov. 0:13

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Barry E. Bretschneider
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Please direct all telephone calls to Barry E. Bretschneider at (202) 887-1545.

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

15 Nov. 2000
Date

Name: Alfred Schmidt ALFRED SCHMIDT
Residence: Siebmach 17, 22529 Hamburg, Germany DEX
Citizenship: Germany HAMBURG
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15. Nov. 2000
Date

Name: Heinrich Wieland HEINRICH WIELAND
Residence: In der Wiehre 13, 79271 St. Peter, Germany DEX
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Date

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Date

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Residence:
Citizenship:
Post Office Address:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT or PATENTEE:

SERIAL or PATENT NO.:

FILED or ISSUED:

GROUP:

TITLE:

SMALL ENTITY DECLARATION

[] FOR INDEPENDENT INVENTOR(S)

As a below-named inventor, I hereby declare that I am an independent inventor who (1) has not assigned, granted, conveyed, or licensed, and (2) is under no obligation under contract or law, to assign, grant, convey, or license, any rights in the invention, to any person who could not likewise be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization, as defined in 37 CFR 1.9.

[X] FOR SMALL BUSINESS CONCERN

I hereby declare that S.W. Patentverwertungs GmbH is a business concern which qualifies as a small business concern as defined in §1.9(d) - namely, (1) whose number of employees, including those of its affiliates, does not exceed 500 persons; and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section; and that the exclusive rights to the invention have been conveyed to and remain with the above-identified small business concern.

I further declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful, false statements and the like, so made, are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the patent application or any patent issuing thereon.

Each of the undersigned hereby grants the firm of Morrison & Foerster, LLP
2000 Pennsylvania Avenue, N.W., Washington, D.C. 20006-1888

the power to insert in this Small Entity Declaration any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for filing and acceptance of this Declaration.

INVENTOR(S)

Alfred Christ
Name: ALFRED CHRIST
Date: Nov. 15. 2000

Heinrich Wieland
Name: HEINRICH WIELAND
Date: Nov. 15. 2000

Name:
Date:

Name:
Date:

SMALL BUSINESS CONCERN:

By Alfred Christ
Name: S.W. PATENTVERW.

Title: GMBH

Date: Nov. 15. 2000

By Heinrich Wieland

Name:

Title:

Date: 11.15.00